

**SUMTER COUNTY BOARD OF COMMISSIONERS
EXECUTIVE SUMMARY**

SUBJECT: Morse Boulevard Phase 1, 1A, and 2 Roadway Improvement Closeout (Board Option)

REQUESTED ACTION: **Board Option**

☐ Work Session (Report Only)

☒ Regular Meeting

DATE OF MEETING: 2/9/2010

☐ Special Meeting

CONTRACT: ☒ N/A

Effective Date: _____

Managing Division / Dept: _____

Vendor/Entity: _____

Termination Date: _____

BUDGET IMPACT: Maximum of \$59,807.19 over the Bid Amount of \$985,703.13.

☐ Annual

FUNDING SOURCE:

County Transportation Trust and District 1
Impact Fees

☒ Capital

EXPENDITURE ACCOUNT:

103-340-541-6580

103-340-541-6585

153-342-541-6521

☐ N/A

HISTORY/FACTS/ISSUES:

On December 29, 2009, the Board of County Commissioners denied a contract time extension, requested by C.W. Roberts Contracting Inc., for the Morse Boulevard Phase 1, 1A, and 2 projects, until January 31, 2010. During this meeting it was stated that the Board would revisit this issue once the project was completed.

Morse Boulevard Phase 1, 1A and 2 were completed on January 21, 2010; 58 days beyond the original contract period of 100 days, and 37 days beyond the Board approved Change Order #2, 21 day time extension. Since no time extension was granted on at the December 29, 2009 BOCC meeting, liquidated damages totaling \$52,651.00 have been imposed. Attached for review is a spreadsheet prepared by Public Works which outlines approved changes and the unadjusted final closeout amount. The project closeout amount including liquidated damages (LD) is \$992,859.32 or 0.73% over original bid; \$1,045,510.32 without LD or 6.07% over the original bid.

Public Works and it consulting engineer need direction regarding the liquidated damages; four options are shown representing reductions in the liquidated damage ranging from 25 to 100 percent. The Board may elect to choose one of the four amounts or any percentage in between. The matter can be accomplished by granting a time extension up to the 37 days needed to facilitate a 100% reduction.

Public Works cannot offer any recommendations since it is the responsibility of the Division to enforce contracts without prejudice.
